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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 WESTERN DIVISION
11

12 SINCERE ORIENT COMMERCIAL
13 CORPORATION, a California
corporation,

14 Plaintiff,

15 v.

16 CITY OF INDUSTRY, SUCCESSOR
17 AGENCY TO THE INDUSTRY
18 URBAN-DEVELOPMENT
19 AGENCY, California unit of local
government; FOX LUGGAGE, INC. a
20 California corporation; and DOES 1
through 50, inclusive,

21 Defendants.
22

CASE NO. 2:17-CV-04755-PSG-RAO

**DECLARATION OF WAYNE WANG
IN SUPPORT OF MOTION TO SET
ASIDE DEFAULT**

23
24 1. I, Wayne Wang, am the president of Defendant Fox Luggage, Inc.
25 (“Fox Luggage”) in the above captioned case. I submit this declaration in support
26 of Motion to Set Aside Default filed with this declaration. The facts stated in this
27 declaration are within my personal knowledge, and if called as a witness I could
28 and would testify as follows.

1 2. I believe that service of the Summons and First Amended Complaint
2 (“Complaint”) in this action was made on Fox Luggage’s agent of service, Grace
3 Chin at 821 S. Garfield Avenue, #201, Alhambra, CA 91801, on or about
4 September 20, 2017.

5 3. Fox Luggage failed to respond within the time permitted by law for the
6 following reason:

7 a. Grace Chin indicated that she received the Complaint on or
8 about September 20, 2017. She believed that she put the documents in an envelope
9 and mailed in a regular mail to Fox Luggage.

10 b. On or about November 2, 2017, I received a letter from Grace
11 Chin in a regular mail with the Request for Default from the plaintiff in this case.
12 At that time, I realized that Fox Luggage was being sued by the plaintiff and I also
13 learned from Grace Chin that she had mailed the Complaint to Fox Luggage
14 previously.

15 c. I checked with our mailroom and people in our company to see
16 if anyone saw such documents from Grace Chin. No one in Fox Luggage claimed
17 to see such documents.

18 d. As soon as I was able, I engaged our attorney, Gary F. Wang,
19 Esq. to represent Fox Luggage in this case.

20 4. I believe I have a just and complete defense to the Complaint filed
21 herein, for the following reasons:

22 a. The City of Industry has a right to sell the property that the city
23 property to Fox Luggage for land development and the sales procedure is legal and
24 proper.

25 b. Fox Luggage went through all legal and necessary process
26 required by the relevant laws of the State of California and the laws of the United
27 States to purchase the property sold by the city. All of the acts done by Fox
28 Luggage are open, transparent and legal. Fox Luggage did not commit any fraud or

1 conspiracy to commit fraud in the process of acquiring the subject property.

2 c. Fox Luggage has never provided anyone, including any city
3 official or city member, any benefit in connection with the process of acquiring the
4 subject property.

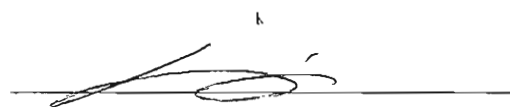
5 d. Fox Luggage has never colluded with any city official or city
6 member in connection with the process of acquiring the subject property.

7 e. Fox Luggage has never conspired with anyone, including any
8 city official or city member to commit any anti-competitive act in connection with
9 the process of acquiring the subject property.

10 f. Fox Luggage has never knowingly interfered with anyone's
11 contractual relationship in connection with the process of acquiring the subject
12 property.

13 Attached hereto is a copy of the answer Fox Luggage propose to file in this
14 action.

15 I declare under penalty of perjury under the laws of the United States that the
16 foregoing is true and correct and this declaration was executed on this November
17 10, 2017 at Commerce, California.

18
19 

20 Wayne Wang